

4-20-07

DOCKET NO. PC904.04 / 31132.72  
CUSTOMER NO. 000046333

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:  
BRYAN et al.

Serial No. 10/017,611

Filed: December 14, 2001

For: Human Spinal Disc Prosthesis

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Group Art Unit: 3738

Confirmation No.: 7910

Examiner: David J. Isabella

Director of the United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450  
Mail Stop 16

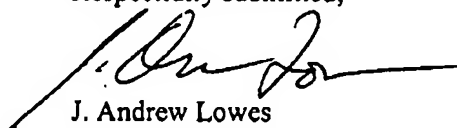
REQUEST FOR REFUND

Dear Sir:

On March 26, 1997, Applicant filed a Revocation/New Power of Attorney by Assignee, an Amendment and a Terminal Disclaimer with the U.S. Patent and Trademark Office via EFS-Web. The Patent Office was authorized to charge our Deposit Account for all incurred fees. Our Deposit Account was charged for a Processing Fee (\$130), Statutory Disclaimer Fee (\$130), Two Month Extension of Time (\$450) and excess claims (\$500). The fee for the Terminal Disclaimer was incorrectly listed as an "1808 - Processing Fee" instead of the "Statutory Disclaimer Fee". A copy of the submission of payment is included herewith.

Therefore, as the "1808 - Processing Fee" was not a proper charge necessary for the application, Applicant respectfully requests a refund of \$130.00 to be credited to the Deposit Account of Haynes and Boone, LLP Number 08-1394.

Respectfully submitted,

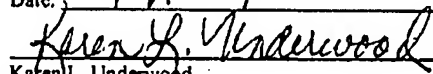
  
J. Andrew Lowes  
Registration No. 40,706

Date: 4/18/07  
HAYNES AND BOONE, LLP  
901 Main Street, Suite 3100  
Dallas, TX 75202  
Phone: 972-680-7557  
Fax: 214-200-0853  
File No. 31132.72

I hereby certify that this correspondence is being filed with the United States Patent and Trademark Office via EFS-Web on the following date.

Date:

4-20-07

  
Karen L. Underwood

### Electronic Patent Application Fee Transmittal


Application Number:	10017611			
Filing Date:	14-Dec-2001			
Title of Invention:	HUMAN SPINAL DISC PROTHESIS WITH HINGES			
First Named Inventor/Applicant Name:	Vincent Bryan			
Filer:	J. Andrew Lowes/Karen Underwood			
Attorney Docket Number:	46739/268134			
Filed as Large Entity				
<b>Utility Filing Fees</b>				
Description	Fee Code	Quantity	Amount	Sub-Total In USD(\$)
Basic Filing:				
Pages:				
Claims:				
Miscellaneous-Filing:				
Petition:				
Patent-Appeals-and-Interference:				
Post-Allowance-and-Post-Issuance:				
Extension-of-Time:				
Extension - 2 months with \$0 paid	1252	1	450	450

Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
<b>Miscellaneous:</b>				
Processing Fee, except for Provis. apps	1808	1	130	130
<b>Total in USD (\$)</b>				<b>580</b>

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First Named Inventor/Applicant Name:	Vincent Bryan			
Filer:	J. Andrew Lowes/Karen Underwood			
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Basic Filing:				
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Petition:				
Patent-Appeals-and-Interference:				
Post-Allowance-and-Post-Issuance:				
Extension-of-Time:				
Extension - 2 months with \$0 paid	1252	1	450	450

Adjustment date: 05/04/2007 SFEEKE1  
03/27/2007 INTEFSH 00001238 081394 10017611  
02 FC:1808 130.00 CR

Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Miscellaneous: 				
Processing Fee, except for Provis. apps	1808	1	130	130
Total in USD (\$)				580